

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **EDWARD A. MARUE; KENNETH J. PEREIRA**

Docket No.

**546-P-8-USA**

Serial No.

**09/596,850**

Filing Date

**June 19, 2000**

Examiner

**R. Ramirez**

Group Art Unit

**3632**Invention: **TELESCOPING MAST WITH INTEGRAL PAYLOAD****SEP 12 2002**I hereby certify that this **PETITION FOR EXTENSION OF TIME; \$460 FEE***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Commissioner of Patents and Trademarks, Washington, D.C.

20231-0001 on **September 12, 2002***(Date)***Deborah Rios***(Typed or Printed Name of Person Mailing Correspondence)*  
*(Signature of Person Mailing Correspondence)***EV087034504US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**

SEP 12 2002

**TRANSMITTAL LETTER**  
**(General - Patent Pending)**

Docket No.  
546-P-8-USA

In Re: Application Of: **EDWARD A. MARUE; KENNETH J. PEREIRA**

Serial No.  
09/596,850

Filing Date  
June 19, 2000

Examiner  
R. Ramirez

Group Art Unit  
3632

Title: **TELESCOPING MAST WITH INTEGRAL PAYLOAD**

**RECEIVED**  
**SEP 17 2002**  
**OFFICE OF PETITIONS**

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Transmitted herewith is:

**SUBMISSION OF DECLARATION OF CO-INVENTOR IN REISSUE PROCEEDING**

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☐ The Commissioner is hereby authorized to charge and credit Deposit Account No. \_\_\_\_\_ as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_
- ☐ Credit any overpayment.
- ☐ Charge any additional fee required.

  
Signature

Dated: September 12, 2002

**David G. Duckworth**  
**Registration No: 39,516**  
**DRUMMOND & DUCKWORTH**  
**5000 Birch Street, Suite 440, East Tower**  
**Newport Beach, CA 92660**  
**(949) 724-1255**

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

*Signature of Person Mailing Correspondence*

*Typed or Printed Name of Person Mailing Correspondence*

CC:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Edward A. Marue and  
Kenneth J. Pereira

Examiner: R. Ramirez

Serial No:

09/596,850

Art Unit: 3632

Filed:

June 19, 2000

Title:

TELESCOPING MAST WITH  
INTEGRAL PAYLOAD

Date: September 12, 2002

**RECEIVED**

SEP 17 2002

**SUBMISSION OF DECLARATION OF CO-INVENTOR  
IN REISSUE PROCEEDING**

OFFICE OF PETITIONS

Hon. Commissioner of Patents  
and Trademarks  
Box: No Fee Amendment  
Washington, DC 20231

Sir:

The above-identified reissue application has been prosecuted in connection with U.S. Patent No. 5,615,855 which named Edward Marue and Kenneth Pereira as co-inventors. Unfortunately, with the filing of the reissue application, only inventor Ed Marue was available for signature of a reissue declaration in accordance with 37 C.F.R. §§1.67 and 1.172. Initially, the undersigned went to extraordinary lengths to find co-inventor Kenneth Pereira, but was unsuccessful.

Instead, Applicant submitted a petition under 37 C.F.R. §1.47 on August 13, 2001 requesting a waiver of the requirements of 37 C.F.R. §§1.67 and 1.172. In a response dated April 24, 2002, the U.S. Patent Office indicated that the petition was unsuccessful as being filed under the incorrect C.F.R. section, and indicating that Applicant had not shown that its efforts were sufficiently diligent to find Mr. Pereira. This response also indicated that a reply may include the Oath or Declaration of Mr. Pereira, the non-signing inventor to overcome the previous rejections.

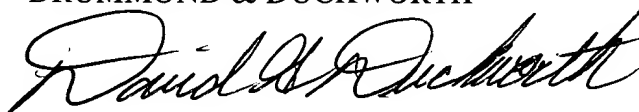
After still additional extensive investigation, Applicant has uncovered the whereabouts of Mr. Pereira, and determined that he has been incarcerated in a California correctional facility. The undersigned has now been able to contact Mr. Pereira and Mr. Pereira has signed the required Declaration which is submitted herewith.

With the submission of the attached Declaration of Kenneth Pereira, any objections or rejections to the present application are believed to have been overcome. Moreover, the issue fee in connection with the present application was paid on October 24, 2000, in response to a Notice of Allowance dated October 6, 2000. If any additional issue fees must be paid, Applicant requests that the undersigned be contacted regarding payment at the Patent Office's earliest convenience.

If there are any remaining issues that need to be resolved, it is respectfully requested that a telephone call be placed to the undersigned.

Respectfully submitted,

DRUMMOND & DUCKWORTH

A handwritten signature in cursive script, appearing to read "David G. Duckworth".

David G. Duckworth  
Registration No. 39,516  
Attorneys for Applicant  
Telephone: (949) 724-1255

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): EDWARD A. MARUE; KENNETH J. PEREIRA

Docket No.

546-P-8-USA

Serial No.

09/596,850

Filing Date

June 19, 2000

Examiner

R. Ramirez

Group Art Unit

3632

Invention: **RESCOPING MAST WITH INTEGRAL PAYLOAD**

SEP 12 2002

I hereby certify that this **SUBMISSION OF DECLARATION OF CO-INVENTOR IN REISSUE PROCEEDING**  
(Identify type of correspondence)

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under  
37 CFR 1.10 in an envelope addressed to: The Commissioner of Patents and Trademarks, Washington, D.C.

20231-0001 on September 12, 2002  
(Date)

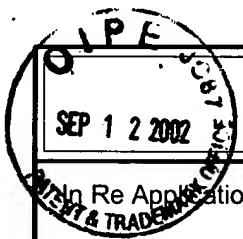
**Deborah Rios**

(Typed or Printed Name of Person Mailing Correspondence)

  
(Signature of Person Mailing Correspondence)**EV087034504US**

("Express Mail" Mailing Label Number)

**Note: Each paper must have its own certificate of mailing.**



**TRANSMITTAL LETTER**  
**(General - Patent Pending)**

Docket No.  
546-P-8-USA

In Re Application Of: **EDWARD A. MARUE; KENNETH J. PEREIRA**

Serial No.  
09/596,850

Filing Date  
June 19, 2000

Examiner  
R. Ramirez

Group Art Unit  
3632

Title: **TELESCOPING MAST WITH INTEGRAL PAYLOAD**

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Transmitted herewith is:

**DECLARATION OF KENNETH J. PEREIRA**

in the above identified application.

- ☒ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☐ The Commissioner is hereby authorized to charge and credit Deposit Account No. \_\_\_\_\_ as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of \_\_\_\_\_
- ☐ Credit any overpayment.
- ☐ Charge any additional fee required.

  
Signature

Dated: September 12, 2002

David G. Duckworth  
Registration No: 39,516  
**DRUMMOND & DUCKWORTH**  
5000 Birch Street, Suite 440, East Tower  
Newport Beach, CA 92660  
(949) 724-1255

I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

\_\_\_\_\_  
Signature of Person Mailing Correspondence

CC:

\_\_\_\_\_  
Typed or Printed Name of Person Mailing Correspondence

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **EDWARD A. MARUE; KENNETH J. PEREIRA**

Docket No.

**546-P-8-USA**

Serial No.

**09/596,850**

Filing Date

**June 19, 2000**

Examiner

**R. Ramirez**

Group Art Unit

**3632**Invention: **TELESCOPING MAST WITH INTEGRAL PAYLOAD****SEP 12 2002****RECEIVED****SEP 17 2002****OFFICE OF PETITIONS**I hereby certify that this **DECLARATION OF KENNETH J. PEREIRA***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: The Commissioner of Patents and Trademarks, Washington, D.C.

20231-0001 on **September 12, 2002***(Date)***Deborah Rios***(Typed or Printed Name of Person Mailing Correspondence)*  
*(Signature of Person Mailing Correspondence)***EV087034504US***("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**